IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.643 OF 1993

The State of Maharashtra ...Applicant

vs.

Ramkrishna Narsu Punja & Ors. ...Respondents

Mr.R.Y.Mirza,A.P.P. for State
Mr.K.S.Bapat for Respondent No.7

CORAM: A.S.OKA,J.
DATE : JUNE 17,2005.

P.C.:

1. Heard learned A.P.P. for the Applicant and the learned Counsel for Respondent No.7. This Application is for cancellation of bail granted in favour of the Respondents.

The order granting bail was passed on 14th September 1992.

2. The record shows that the Respondent No.1 is still not served with the notice of this Application. This Application stands dismissed for default as against Respondent No.6.

3. While granting bail the learned Magistrate has noted that all the accused are businessmen and permanent residents of Bombay. The accused No.1 was directed to submit P.R.Bond in the sum of Rs.10,000/- with one surety in the like amount and rest of the accused persons were directed to submit P.R.Bond of Rs.5000/- each. The condition of attending the concerned Police Station was also imposed.

4. The grievance made in this Application is not that the order granting bail has been misused by the accused. The main grievance is that the learned Magistrate ought to have remanded the accused to the police custody. On this ground alone the bail which is granted earlier cannot be cancelled after lapse of 12 years. Hence, Application is rejected.

Rule is discharged with no order as to costs.

JUDGE